

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)
Plaintiff,) 8:18CR28
vs.)
ELMER ALEXANDER ANDRADE,) ORDER
Defendant.)

This matter is before the court on the defendant's unopposed Motion to Continue Trial [79]. Counsel needs additional time to negotiate a plea agreement. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [79] is granted, as follows:

1. The jury trial, now set for December 31, 2018 is continued to **February 19, 2019**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and February 19, 2019**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED: December 17, 2018.

BY THE COURT:

**s/ Susan M. Bazis
United States Magistrate Judge**